

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

KAREN SINCLAIR, individually, and
as Guardian Ad Litem for KS and JA,
minor children, et al.,

Plaintiffs,

v.

DETECTIVE MICHAEL AKINS,
member of the Grandview Police
Department, et al.,

Defendants.

NO: 1:12-CV-3041-RMP

ORDER GRANTING STIPULATED
MOTION FOR PROTECTIVE ORDER

On February 7, 2014, Plaintiffs and Defendants, Michael Akins and Mark Negrete, by and through their attorneys, agreed and stipulated pursuant to FRCP 29, to a protective order regarding certain "Protected Documents." Having reviewed the file and record and being fully informed, the Court hereby finds good cause to grant the Stipulated Motion and enter the Protective Order.

ACCORDINGLY, IT IS HEREBY ORDERED:

1. The parties' Stipulated Motion, **ECF No. 222**, is **GRANTED**.

1 2. Plaintiffs' attorneys will not disclose or share any part of the
2 "Protected Documents" described below or any information gleaned from said
3 documents with any person, except as expressly provided herein.

4 3. The Protected Documents covered by the Stipulation and this Order of
5 the court are described as follows:

6 a. Defendants' federal income tax returns, including all schedules,
7 attachments, and worksheets;

8 b. Statements and other documents relating to defendants'
9 investments of any kind, including but not limited to securities, stock certificates,
10 bonds, notes, contracts, options, mutual funds, certificates of deposit, Treasury
11 bills, REITS (Real Estate Investment Trusts), tax credits, derivatives and any other
12 investment;

13 c. Documents relating to ownership or other interest in real estate,
14 including but not limited to deeds, settlement statements and appraisals;

15 d. Life insurance policies and other related documents showing
16 value and any loans against those policies;

17 e. Documents relating to any type of annuity;

18 f. Documents describing benefits of employment, including but
19 not limited to statements of benefits and accrued benefits, per diems, expense
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1 reimbursements, use of employer vehicles, health and other insurance policies,
2 bonuses, employee incentive plans, etc...

3 g. Trusts and documents showing contributions made to or
4 distributions from trusts;

5 h. Documents relating to the finances of any business in which
6 defendants have any ownership interest;

7 i. Statements and other documents relating to accounts in which
8 defendants have an interest with a bank, credit union, savings or mutual bank,
9 mutual fund, securities dealer, and brokerage firm; and

10 j. Documents reflecting any debts which defendants owe.

11 4. Plaintiffs' attorneys agree that prior to any disclosure of Protected
12 Documents as described in this Stipulation and the subsequent Order, they will
13 obtain from each proposed recipient of the Protected Documents their signature on
14 a copy of the Protective Order that states that the recipient has received a copy of
15 the Protective Order regarding the Protected Documents and agrees to be bound by
16 such order. By signing a copy of the Protective Order the recipient agrees that he
17 or she has read the order, represents that he or she is a person permitted to have
18 access to information from the Protected Documents and agrees that he or she will
19 make no further disclosure of the information received, will personally protect the
20 confidentiality of all copies and will either return them to Plaintiffs' attorneys at

1 the conclusion of this case, or will at that time personally destroy them and upon
2 request from Defendants will provide a sworn affidavit that he or she has done so.

3 5. Subject to the terms of this Stipulation and subsequent Order,
4 Plaintiffs' attorneys may allow inspection of Protected Documents or discuss the
5 contents of Protected Documents or information therefrom with the following
6 categories of persons and no other:

7 a. The attorneys and members of the legal and support staff of
8 Plaintiffs' attorneys' office;

9 b. Experts, consultants or investigators retained by Plaintiffs'
10 attorneys to assist in evaluation, preparation or testimony in this case;

11 c. Any court personnel, court reporter, mediator, judge and or jury
12 in this case;

13 d. Any person identified as having authored or previously
14 received the material.

15 6. Plaintiffs' counsel shall not allow plaintiffs, their family members or
16 friends to inspect the Protected Documents or discuss the contents of the Protected
17 Documents or information therefrom with those individuals.

18 7. If it becomes necessary for either party to submit a Protected
19 Document to the court, that party shall inform opposing counsel with sufficient
20 time prior to the filing of the Protected Document such that opposing counsel can

1 note a motion to seal the Protected Document. A motion to seal will not be granted
2 unless the motion and supporting documents establish compelling reasons to seal.

3 8. The Plaintiffs' attorneys agree to use the Protected Documents or
4 information obtained from them only for the purpose of prosecuting this litigation.

5 9. At the time of exchange of amended exhibit lists, the Plaintiffs shall
6 list in the amended exhibit list for their case in chief any Protected Document they
7 intend to use at the time of trial by designating the exhibit as a "PROTECTED
8 DOCUMENT" in capital letters. The Defendants may request an in camera review
9 of the exhibit and make the appropriate motion for the handling of the document at
10 trial in accordance with the Jury Trial Scheduling Order.

11 10. Nothing in the Protective Order shall limit any producing party's use
12 of its own documents or shall prevent any producing party from disclosing its
13 confidential information to any person.

14 11. The court retains jurisdiction to make any amendments, modifications
15 or additions to the Protective Order as it deems appropriate.

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12. The parties, by stipulation, may add additional documents to be covered by the Stipulation and subsequent Order signed by the court.

The District Court Clerk is directed to enter this Order and provide copies to counsel.

DATED this 28th day of February 2014.

s/ Rosanna Malouf Peterson
 ROSANNA MALOUF PETERSON
 Chief United States District Court Judge